



PLEASE POST

The Little Traverse Bay Bands of Odawa Indians
7500 Odawa Circle, Harbor Springs, MI 49740
Tribal Council Chambers

Tribal Council Regular Meeting Agenda
Thursday, March 28, 2019
9:00 a.m.



Agenda subject to change and may include Closed Session

Public Comment: 11:45 a.m. & 3:00 p.m. (approximate)

Lunch Recess may be held approximately 12:00 p.m. - 1:30 p.m.

GENERAL SESSION

1. Call to Order
2. Opening Ceremony
3. Roll Call
4. **Motion** to Adopt the Agenda of March 28, 2019 as...
5. **Motion** to dedicate this meeting in honor of the following Tribal Citizens who have walked on: Veronica High
6. **Motion** to approve the Regular Meeting minutes of March 7, 2019 as corrected.
7. **9:30 a.m.** Legislative Officer Reports:
 - i. Legislative Leader Report-Closed Session
 - b. **Motion** to enter into Closed Session for Confidential Legal Matters.
 - c. **Motion** to return to Open Session.
 - d. **Motion** to accept Legislative Leader Fred Harrington Jr.'s verbal report for March 28, 2019.
8. Executive Oversight Report:
 - a. **Motion** to acknowledge the verbal and written Executive Oversight Report as presented by Tribal Chairperson Regina Gasco-Bentley on March 28, 2019.

10. Tribal Council Action Items:

- a. **Motion** to approve Certified Motion # 032818-01 Request for Funding from First Nations Development Institute, Native Youth & Cultural Fund FY 2019, Youth Jiimaan Build.
- b. **Motion** to approve Certified Motion # 032819-02 Request for Funding from the U.S. Department of Agriculture, Natural Resources Conservation Service, FY 2019 Environmental Quality Incentives Program (EQIP), Gill Road Crossing Improvement Project.
- c. **Motion** to approve Certified Motion # 032819-03 Request for Funding from U.S. Department of Agriculture, Natural Resources Conservation Service, FY 2019 Regional Conservation Partnership Program (RCPP) Environmental Quality Incentives Program (EQIP), Gill Road Crossing Improvement Project.
- d. **Motion** to approve Citizenship List A-Eligible for Citizenship dated March 20, 2019 for a total of one (1).
- e. **Motion** to approve Citizenship List B-Declination (Ineligible) dated March 20, 2019 for a total of one (1).
- f. **Motion** to acknowledge receipt and supporting documents from the Traditional Tribal Burial Board for the NRCS Award Grant.
- g. **Motion** to repost the Tribal Historic Preservation Officer job posting to meet the minimal qualifications. Open posting until qualified applications received.
- h. **Motion** to approve Tribal Council to attend the 37th Annual NAFOA Spring Conference on April 14-16, 2019 in Portland, OR.

Roll Call:

- a.

Legislative Officer Reports continued.

- ii. Secretary Report:
Documents Delivered to the Executive

*-Tribal Resolution Supplemental funding for Ziibimijwang, Inc. in the amount of \$243,750.00 was delivered to the Executive for signature on 02/21/19-**Enacted without signature on 03/25/19.***

*-Waganakising Odawak Statute Tribally Accepted Accounting Practice Statute was delivered to the Executive for signature on 02/21/19-**Enacted without signature on 03/25/19.***

-Tribal Resolution Michigan Indian Elders Association Delegate Appointment was delivered to the Executive for signature on 03/07/19-the Executive signed on 03/13/19.

-Tribal Resolution Transfer and Segregation of Compact Payment was delivered to the Executive for signature on 03/07/19-the Executive signed on 03/13/19.

-Tribal Resolution Transfer of Funds in Excess of "Three Year Free Play Amount" was delivered to the Executive on 03/07/19-the Executive signed on 03/13/19.

Vetoed: none

Phone Polls passed by Tribal Council:

***-03/08/19** Motion to override the Executive Veto of Tribal Resolution To appropriate the Legislative Branch-Office of Finance and Revenue in the amount of \$220,000.00 to come from the General Fund-Fund Balance restricted for Economic Development and Supplemental Funding.*

Comments: none

*Phone Poll Vote: 8 Yes, 1 No (Secretary Kiogima), 0 Abstained, 0 Absent
Motion carried.*

***-03/21/19** Motion to Authorize the retention of the Law Firm of Baker Hostetler to assist with any potential data or security breach.*

Comments: none

*Phone Poll Vote: 9 Yes, 0 No, 0 Abstained, 0 Absent
Motion carried.*

Motion to accept Secretary Kiogima's verbal and written report as presented on the agenda for March 28, 2019.

iii. Treasurer Report

Appropriations and Finance Committee

-Last Regular Meeting: March 12, 2019

(Motions made at the Appropriations and Finance Committee)

-Motion made by Councilor McNamara and supported by Secretary Kiogima to recommend to Tribal Council to approve the 1-year extension for BDO to audit for Odawa Casino Resort FY 2019.

Vote: 2 yes, 0 no, 0 abstain, 1 absent (Treasurer Reyes)

Motion carried.

-Motion made by Councilor McNamara and supported by Secretary Kiogima to recommend to Tribal Council to review the Odawa Casino-Mackinaw Option 1 & 2 plans and the Cap-Ex Budget for Tribal Council approval.

Vote: 2 yes, 0 no, 0 abstain, 1 absent (Treasurer Reyes)

Motion carried.

-Motion made by Councilor McNamara and supported by Secretary Kiogima to recommend to Tribal Council to approve Certified Motion # 032818-01 Request for Funding from First Nations Development Institute, Native Youth & Cultural Fund FY 2019, Youth Jiimaan Build.

Vote: 2 yes, 0 no, 0 abstain, 1 absent (Treasurer Reyes)

Motion carried.

*-Motion made by Councilor McNamara and supported by Secretary Kiogima to recommend to Tribal Council to approve Certified Motion # 032819-02 Request for Funding from the U.S. Department of Agriculture, Natural Resources Conservation Service, FY 2019 Environmental Quality Incentives Program (EQIP), Gill Road Crossing Improvement Project.
Vote: 2 yes, 0 no, 0 abstain, 1 absent (Treasurer Reyes)
Motion carried.*

*-Motion made by Councilor McNamara and supported by Secretary Kiogima to recommend to Tribal Council to approve Certified Motion # 032819-03 Request for Funding from U.S. Department of Agriculture, Natural Resources Conservation Service, FY 2019 Regional Conservation Partnership Program (RCPP) Environmental Quality Incentives Program (EQIP), Gill Road Crossing Improvement Project.
Vote: 2 yes, 0 no, 0 abstain, 1 absent (Treasurer Reyes)
Motion carried.*

-Next Special Budget Hearing dates:

- Monday, April 1, 2019 at 9:00 a.m. (Executive Branch);
- Tuesday, April 2, 2019 at 9:00 a.m. (Executive Branch);
- Wednesday, April 3, 2019 at 9:00 a.m. (Remaining Branches, Charters & Boards);
- Thursday, April 4, 2019 at 9:00 a.m. (Remaining Branches, Charters & Boards)

-Next Regular Meeting: Tuesday, April 16, 2019 at 9:00 a.m. in Council Chambers.

Phone Polls passed by Appropriations and Finance Committee: none

Motion to accept the Appropriations and Finance Committee verbal and written report as provided on the agenda by Treasurer Reyes, Committee Chair for March 28, 2019.

Land and Reservation Committee

-Last Regular Meeting: March 1, 2019

(Motions made at the Land and Reservation Committee Meeting were presented at the March 7, 2019 Tribal Council Meeting.)

-Next Meeting: Friday, April 5, 2019 at 9:00 a.m. in Council Chambers.

Motion to accept the Land and Reservation Committee verbal and written report as provided on the agenda by Treasurer Reyes, Committee Chair for March 28, 2019.

11. Tribal Council Member Reports:

- i. Treasurer Reyes and Councilor Shomin – Closed Session Washington DC travel reports.
 - a. **Motion** to enter into Closed Session.
 - b. **Motion** to return to Open Session.
 - c. **Motion** to accept Treasurer Reyes's Confidential verbal and written travel report for March 28, 2019.
 - d. **Motion** to accept Councilor Shomin's Confidential verbal and written travel report for March 28, 2019.

12. **1:30 p.m.** Odawa Casino Resort Leadership Oversight Committee-Auditor,
Mackinaw City Option 1 & 2 plans, and CAPEX Budget
- a. **Motion** to approve the 1-year extension for BDO to audit for Odawa Casino Resort FY 2019.
 - b. **Motion** to review the Odawa Casino Resort-Mackinaw City Option 1 & 2 plans.
 - c. **Motion** to approve Odawa Casino Resort-Mackinaw City Option (1 or 2) plan.
 - d. **Motion** to approve the Odawa Casino Resort's CAPEX Budget.
13. Legislative Office Reports:
- i. Office of Finance and Revenue - No report
 - ii. Tribal Historic Preservation Officer
 - a. **Motion** to accept Deputy Tribal Historic Preservation Officer Melissa Wiatroluk's verbal report as presented on March 28, 2019.
 - iii. Legislative Services Attorney - Closed Session
 - a. **Motion** to enter in Closed Session for Confidential Legal matters.
 - b. **Motion** to return to Open Session.
 - c. **Motion** to acknowledge receipt of Legislative Services Attorney Donna Budnick's verbal and written report for March 28, 2019.
 - iv. General Counsel
 - a. **Motion** to accept General Counsel Jim Bransky's verbal report for March 28, 2019.
 - v. Legislative Office Manager Report
 - a. **Motion** to accept Legislative Office Manager Michele Portman-LaCount's verbal and written report as presented on March 28, 2019.
13. Corporate Charters and/or Boards Updates:
- a. Traditional Tribal Burial Board
 - b. Odawa Economic Development Management, Inc.
 - c. Ziibimijwang, Inc.
 - d. Gaming Authority
14. Other Items of Business
- a.
15. Adjournment
- 00:00 p.m. Motion** to adjourn.

Next Scheduled Meeting:
Thursday, April 11, 2019 at 9:00 a.m. in Council Chambers